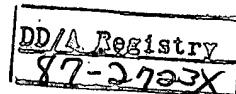


Central Intelligence Agency



Washington, D. C. 20505



DDA SUBJECT FILE COPY

130 DEC 1987

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Reference: F87-1282

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Dear 

This is to acknowledge receipt of your 29 October 1987 letter which was received on 23 November. Your letter pertains to your 11 October 1987 Freedom of Information Act (FOIA) request for "all records maintained by your agency pertaining to and/or captioned 'Clamshell Alliance,' including files and documents captioned 'Coalition for Direct Action at Seabrook,' 'CDAS,' 'Rhode Island Clam,' 'RI Clam,' 'Brown University Clamshell,' 'Brown University Clamshell Alliance.'" You also requested that we search for information pertaining to "Olin Lecture by William Casey, October 15, 1981," and "Olin Lecture Series, 'Jabberwocky,' 'The Jabberwocky 13."

Specifically, your 29 October letter presented an appeal of our denial of your request for a fee waiver. Your letter indicates that you are conducting "research on various political events of the late 1970s and early 1980s in New England, and government surveillance of the groups undertaking these actions." Further, you have stated that you believe that the release of the information requested would ... "contribute significantly to public understanding of United States government operations and activities"... whether you "discover such surveillance was extensive or minimal." The Agency cannot accept mere speculation as to what might be found in the records as the basis for granting a fee waiver. In this case, the likelihood of the existence of any responsive documents is too remote, especially in light of the many restrictions in the form of statutes and executive orders imposed upon any CIA intelligence activities in the U.S. Your suggestion that, even if you should discover the surveillance is minimal, the information would constitute a significant contribution of public understanding of government operations is not persuasive given the exhaustive examination and public discussion concerning CIA domestic activities.

Accordingly, your appeal for a complete fee waiver has been reviewed and I, as Chairman of the CIA Information Review Committee, have determined that your request must be denied. Notwithstanding, if you do authorize a search and commit to pay applicable fees, the Agency will reconsider this decision after completion of processing.

70-3

With more particular respect to fees, your 29 October 1987 letter suggests the possibility of publishing an article. This may place your request in the category of "representative of the media" depending upon your ability to demonstrate the likelihood of publication, e.g. previous instances in which your material has been published and/or details of arrangements with the publisher. If you should not fit into that category as described in the fee schedule forwarded to you with our 26 October 1987 letter, you still will qualify for a reduction as described in paragraph three of our 26 October letter -- you will receive the first two hours of search time and the first 100 pages of releasable material, if any exists, free of charge.

In view of the above, no further action will be taken on your request until you respond regarding your willingness to pay fees as described in our 26 October 1987 letter or until you are able to provide us with appropriate data to place you into the category of "representative of the media".

Sincerely,

/s/ William F. Donnelly

William F. Donnelly
Chairman
Information Review Committee

STAT



10/29/87

Reference: F87-1282

To: Central Intelligence Agency
Information and Privacy Office

This is an appeal of your denial of my request for a fee waiver.

I am conducting research on various political events of the late 1970s and early 1980s in New England, and government surveillance of the groups undertaking these actions. I hope to collect enough information to warrant publication of an article describing this surveillance. It should be clear that release of the information I requested would "contribute significantly to public understanding of United States government operations and activities," whether I discover that such surveillance was extensive or minimal. It is also clear that I have "no commercial interest that would be furthered by the requested disclosure," as none of the possibilities I know of of journals willing to publish such an article tend to renumerate their writers.

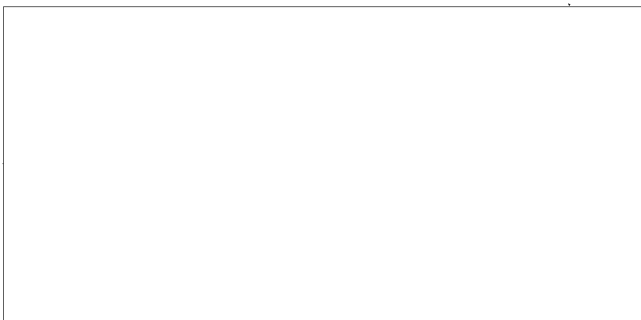
Please begin the process of appeal, and do not send me the material requested until the appeal is resolved. Please contact me in writing with the result of the appeal, and tell me if there are any more appeal procedures short of legal action. If my appeal is denied, you can expect that I will wish to bring the case to court, as I believe my request satisfies the criteria for a fee waiver stated in section 1900.25 of your FOIA rules.

Also, you state in your response that you "searched on behalf of a previous requester for information pertaining to Clamshell Alliance, the results of which were negative." However, if it is correct, as you state, that the date of that request was 17 March 1977, then there is a clear possibility that a new search 10 years later might turn up something new. Therefore, I would like you to conduct a new search on this subject.

Thank you for your prompt response to my FOIA request.

Sincerely,

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26 OCT 1987

Reference: F87-1282

STAT
Dear

This is to acknowledge receipt of your 11 October 1987 Freedom of Information Act (FOIA) request for "all records maintained by your agency pertaining to and/or captioned 'Clamshell Alliance,' including files and documents captioned 'Coalition for Direct Action at Seabrook,' 'CDAS,' 'Rhode Island Clam,' 'RI Clam,' 'Brown University Clamshell,' 'Brown University Clamshell Alliance.'" You also requested that we search for information pertaining to "Olin Lecture by William Casey, October 15, 1981," and "Olin Lecture Series, 'Jabberwocky,' 'The Jabberwocky 13.'"

In reference to your request for information pertaining to "Clamshell Alliance", we searched on behalf of a previous requester for information pertaining to Clamshell Alliance, the results of which were negative. The date of that request was 17 March 1977. Since a search on behalf of this previous requester has already been conducted on this subject, we presume you will not want us to do so again. However, if our presumption is incorrect, please let us know. In this regard, however, you should note that you would have to pay search and copying fees as described below.

As you are aware, the FOIA authorizes federal agencies to collect fees for records services. We are enclosing, therefore, a fee schedule for your guidance. You will note that we charge search fees, including computer time where indices are computerized, and copying costs for releasable documents. The search fees for each item in a request are usually about \$100. Therefore, your request could amount to as much as \$1,100. The first two hours of search time and the first 100 pages of any releasable material located, if any exists, will be provided without charge.

In accordance with section (e) of the schedule, search fees are assessable even if no records are found or, if found, we determine that they are not releasable. This means you will be charged even if our search results are negative or if it is determined that no information is releasable under the FOIA.

With respect to your request for a fee waiver, I have reviewed your FOIA request and have determined that the information which you seek from Agency files would not contribute significantly to the public understanding of the operations or activities of the United States Government. Accordingly, in this instance, fees must be charged as described above.

Before we can begin any processing of your request, we must receive your commitment to pay all fees incurred and under the conditions stated above. In addition, we will require a 50% deposit of the estimated fees. Please send your check or money order to me made payable to the Treasurer of the United States and cite F87-1282 to ensure proper credit to your account.

Sincerely,



Information and Privacy Coordinator

Enclosure

IPD/FO/slk/21Oct87

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Orig - Adse w/encl

1 - Chrono

1 - F87-1282 ACK; SPR fees

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IPD Registry

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FPO/FY...

10/11/87

To: FOIA/PA Unit
Central Intelligence Agency

This is a request under the Freedom of Information Act.

I request a complete and thorough search of all filing systems and locations for all records maintained by your agency pertaining to and/or captioned "Clamshell Alliance," including, without limitation, files and documents captioned, or whose captions include "Coalition for Direct Action at Seabrook," "NR "CDAS," "Rhode Island Clam," "RI Clam," "Brown University Clam-shell," "Brown University Clamshell Alliance." (en) F77-033 F87-0909

NR

I also request a complete and thorough search of all filing systems and locations for all records maintained by your agency pertaining to and/or captioned "Olin Lecture by William Casey," "NR October 15, 1981," including, without limitation, files and documents captioned, or whose captions include "Olin Lecture Series," "Jabberwocky," "The Jabberwocky 13," NR

I also request all "see references" to these names, a search of the ELSUR Index or any similar technique for locating records of electronic surveillance.

This request is also a request for any corresponding files in INS Headquarters or regional offices.

Please place any "missing" files pertaining to this request on "special locate" and advise that you have done this.

If documents are denied in whole or in part, please specify which exemption(s) is (are) claimed for each passage or whole document denied. Please provide a complete itemized inventory and a detailed factual justification of total or partial denial of documents. Give the number of pages in each document and the total number of pages pertaining to this request. For "classified" material denied please include the following information: the classification (confidential, secret, or top secret); identity of the classifier; date or event for automatic declassification, classification review, or down-grading; if applicable, identity of official authorizing extension of automatic declassification or review; and if applicable, the reason for extended classification.

I request that excised material be "blackened out" rather than "whited out" or cut out and that the remaining non-exempt portions of documents will be released as provided under the Freedom of Information Act.

Please send a memo (copy to me) to the appropriate units in your office to assure that no records related to this request are destroyed. Please advise of any destruction of records and include the date of and authority for such destruction.

As I expect to appeal any denials, please specify the office and address to which an appeal should be directed.

I believe my request qualifies for a waiver of fees since the release of the requested information would primarily benefit the general public and be "in the public interest."

I can be reached at the phone listed below. Please call

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rather than write if there are any questions or if you need additional information from me.

I expect a response to this request within ten (10) working days, as provided for in the Freedom of Information Act.

Sincerely,

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